

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

COBBLESTONE WIRELESS, LLC,
Plaintiff,

v.

T-MOBILE USA, INC.
Defendant,

NOKIA OF AMERICA CORPORATION,
ERICSSON INC.
Intervenors.

CASE NO. 2:22-cv-00477-JRG-RSP
(Lead Case)

JURY TRIAL DEMANDED

COBBLESTONE WIRELESS, LLC,
Plaintiff,

v.

AT&T SERVICES, INC.; AT&T MOBILITY
LLC; AT&T CORP.,
Defendants,

NOKIA OF AMERICA CORPORATION,
ERICSSON INC.
Intervenors.

CASE NO. 2:22-cv-00474-JRG-RSP
(Member Case)

JURY TRIAL DEMANDED

COBBLESTONE WIRELESS, LLC,
Plaintiff,

v.

CELLCO PARTNERSHIP d/b/a VERIZON
WIRELESS,
Defendant,

NOKIA OF AMERICA CORPORATION,
ERICSSON INC.
Intervenors.

CASE NO. 2:22-cv-00478-JRG-RSP
(Member Case)

JURY TRIAL DEMANDED

JOINT MOTION TO AMEND DOCKET CONTROL ORDER

Plaintiff Cobblestone Wireless, LLC and Defendants T-Mobile USA, Inc., AT&T Services Inc., AT&T Mobility LLC, AT&T Corp., and Cellco Partnership d/b/a (collectively, the “Parties”) file this Joint Motion to Amend the Docket Control Order (Dkt. No. 124) to request a modest extension of the expert discovery, as well as the dispositive and expert briefing, deadlines. Expert discovery is currently set to close on June 25, but two of Defendants’ experts have been offered for deposition on June 27 and June 28. Although one of these experts was offered for an earlier deposition, the parties have agreed to conduct his deposition slightly later in time in order to allow for a more efficient, consolidated deposition—this same expert offered similar opinions in another case before this Court.

In order to allow for these two depositions to occur, the parties seek to extend the close of expert discovery by three days. To accommodate that extension, the parties further request a corresponding three-business-day (five-calendar day) extension for expert and dispositive motions and responses. With the requested extension, the briefing on dispositive and expert motions should be complete three weeks before the August 21, 2024 Pretrial Conference. For these reasons, the parties submit that good cause exists for the requested extensions.

This extension is not sought for purposes of delay and the parties do not anticipate any other deadlines will be affected. A proposed Amended Docket Control Order is attached herewith.

Current Deadline	New Deadline	Description
July 12, 2024	July 17, 2024	*Response to Dispositive Motions (including <i>Daubert</i> Motions). Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, including <i>Daubert</i> Motions, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. ¹ Motions for Summary Judgment shall comply with Local Rule CV-56.
June 28, 2024	July 3, 2024	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) No motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
June 28, 2024	July 3, 2024	*File Dispositive Motions No dispositive motion may be filed after this date without leave of the Court. Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</u>
June 25, 2024	June 28, 2024	Deadline to Complete Expert Discovery

¹ The parties are directed to Local Rule CV-7(d), which provides in part that “[a] party’s failure to oppose a motion in the manner prescribed herein creates a presumption that the party does not controvert the facts set out by movant and has no evidence to offer in opposition to the motion.” If the deadline under Local Rule CV 7(e) exceeds the deadline for Response to Dispositive Motions, the deadline for Response to Dispositive Motions controls.

Dated: June 21, 2024

Respectfully submitted,

/s/ Amy E. Hayden

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was filed electronically in compliance with Local Rule CV-5(a) and served via email on all counsel of record on this 21st day of June 2024.

/s/ Amy E. Hayden
Amy E. Hayden

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies pursuant to Local Rule CV-7(h) that the relief requested in this motion is jointly sought.

/s/ Amy E. Hayden
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